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**PATENT****A-70829/ENB/VEJ**

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File No. A-70829/ENB/VEJ

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of  
first inventor:Mark D. Marks

Signature:

MDM

Date:

10/31/01

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Menlo Park, CA 94025

PATENT

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## POWER OF ATTORNEY BY ASSIGNEE

The undersigned assignee of the entire interest in application for letters patent entitled METHOD FOR TREATING TISSUE IN ARTHROSCOPIC ENVIRONMENT and having the named inventor Mark D. Markel hereby appoints the following attorneys and agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith; said appointment to be to the exclusion of the inventor and his attorney(s) in accordance with the provisions of 37 C.F.R. 3.71: Harold C. Hohbach, Reg. No. 17,757; Aldo J. Test, Reg. No. 18,048; Donald N. MacIntosh, Reg. No. 20,316; Edward S. Wright, Reg. No. 24,903; David J. Brezner, Reg. No. 24,774; Robert B. Chickering, Reg. No. 24,286; Richard F. Trecartin, Reg. No. 31,801; Michael A. Kaufman, Reg. No. 32,988; Edward N. Bachand, Reg. No. 37,085; R. Michael Ananian, Reg. No. 35,050; Robin M. Silva, Reg. No. 38,304; Maria S. Swiatek, Reg. No. 37,244; Todd A. Lorenz, Reg. No. 39,754; and Victor E. Johnson, Reg. No. 41,546; provided that if any one of said attorneys or agents ceases being affiliated with the law firm of Flehr Hohbach Test Albritton & Herbert LLP as partner, employee or of counsel, such attorney's or agent's appointment as attorney or agent and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

In accordance with 37 CFR 3.73 the assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

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Assignee: ORATEC Interventions, Inc.

By: HUGH R. SHARKEY  
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Signature: Hugh Sharkey

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Date: 10/31/01

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